

Penal Code, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation it do pass and be printed.

PACE, Chairman.

Minutes of Committee Meetings.

Minutes of Committee on State Affairs Held March 14, 1935.

Regular Meeting.

Present: Pace, Collie, Cotten, DeBerry, Holbrook, Hopkins, Hornsby, Hughston, Martin, Moore, Oneal, Rawlings, Redditt, Regan, Shivers, Small, Stone, Sulak.

Absent: Blackert.

Absent-Excused: Fellbaum.

S. B. No. 378 was reported favorably with recommendation it be printed by a viva voce vote.

S. B. No. 379 was reported favorably with recommendation it be printed by a viva voce vote.

S. B. No. 392 was reported favorably with committee amendment No. 1 with recommendation it be printed by viva voce vote.

S. B. No. 407 was reported favorably with recommendation it be printed by viva voce vote.

S. B. No. 447 was reported favorably with recommendation it be printed by viva voce vote.

S. B. Nos. 2 and 298 were referred to a sub-committee.

REEVES Secretary.

Minutes of Senate Committee on Public Health. February 14, 1935.

Regular Meeting.

(Public hearing—S. B. No. 312.)

Present: Beck, Sanderford, Holbrook, Hornsby, Rawlings, Woodruff, Hughston.

Absent: (Excused) Oneal, Small, Davis, Redditt.

S. B. No. 312 was reported out of the Committee with the recommendations that it do not pass by the following vote:

Yeas: Sanderford, Holbrook, Rawlings, Woodruff and Hughston.
Nays: Hornsby.

BECK, Chairman.

Minutes of the Game Fish and Oyster Committee Held March 15, 1935.

Present: Shivers, Holbrook, Small, Cotten, Oneal, Pace, Redditt and Sulak.

On the motion made by Senator Holbrook S. B. No. 100 was reported with the recommendation that it do pass and be printed.

SHIVERS, Chairman.

Minutes of Called Meeting Committee on Insurance Held 7:30 p. m.

March 12, 1935.

Present: Collie, Cotten, DeBerry, Holbrook, Moore, Pace, Poage, Rawlings, Westerfeld, Woodruff.

Absent: (Excused) Shivers, Sulak, Hughston.

Upon motion of Senator Rawlings, S. B. Nos. 399, 403, 301, referred to sub-committee of three, including the Chair. Senators Rawlings and Woodruff were appointed as the other committeemen.

S. B. No. 434 set for special order Tuesday morning, March 19th, at 9 o'clock.

GEORGE, Secretary.

FORTY-FIRST DAY.

Senate Chamber,
Austin, Texas,
March 18, 1935.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by President Pro Tem. K. M. Regan.

The roll disclosed a quorum, the following Senators being present:

Beck.	Neal.
Blackert.	Oneal.
Burns.	Pace.
Collie.	Poage.
Cotten.	Rawlings.
Davis.	Redditt.
DeBerry.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Hughston.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.

Absent—Excused.
Fellbaum.

Prayer by the Chaplain.

Further reading of the Journal was dispensed with on motion of Senator Woodruff.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Minutes of Committee Meetings.

(See Appendix.)

Bills and Resolutions.

Joint Session.

The Chair, at 10:00 o'clock a. m., announced that the hour set for the joint session of the House and Senate to hear an address by the Hon. James A. Moffett, the Administrator for the Federal Housing Administration.

The Senate adjourned to the House.

In the House.

In accordance with a resolution heretofore adopted providing for a joint session of the House and Senate at 10:00 o'clock today.

The Senate appeared at the Bar of the House and being admitted were escorted to seats prepared for them along the aisle.

Senators Rawlings, Hopkins and Hughston, the committee on the part of the Senate, occupied seats on the platform.

The Senate was called to order by Lieutenant Governor Walter F. Woodul.

The Speaker of the House, Hon. Coke Stevenson, presented Governor James V. Allred who in a brief speech presented Hon. James A. Moffett. Hon. Mr. Moffett addressed the joint session.

Senate Called to Order.

The Chair, Lieutenant Governor Walter F. Woodul, called the Senate to order at 10:40 o'clock a. m.

Petitions.

Senator Shivers sent up a petition, which was read and referred to the committee on Constitutional Amendments.

Senator Blackert sent up a petition to be read.

Motion to Suspend Rule.

Senator Holbrook moved to suspend the constitutional rule relating to the time for the introduction of bills.

The motion prevailed by the following vote:

Yeas—25.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
DeBerry.	Sanderford.
Duggan.	Shivers.
Hill.	Stone.
Holbrook.	Sulak.
Hornsby.	Westerfeld.
Hughston.	Woodruff.
Moore.	

Absent.

Hopkins.	Small.
Martin.	Van Zandt.

Absent—Excused.

Fellbaum.	Neal.
-----------	-------

Senate Bill No. 454.

By Senator Holbrook:

S. B. No. 454, A bill to be entitled "An Act authorizing the commissioners' courts to provide for offices in the courthouse for use of the District Judges and District Attorneys; to contract for and purchase office furniture, office supplies and equipment, legal blanks and stationery; to contract for and purchase, with or without competitive bids, books and cases therefor, for the use of the District Courts; and declaring an emergency."

Read and referred to the Committee on Civil Jurisprudence.

Motion to Suspend Rule.

Senator Hornsby moved to suspend the constitutional rule relating to the time for the introduction of bills.

The motion prevailed by the following vote:

Yeas—27.

Beck.	Collie.
Blackert.	Cotten.
Burns.	Davis.

Duggan.	Redditt.
Hill.	Regan.
Holbrook.	Sanderford.
Hopkins.	Shivers.
Hornsby.	Small.
Hughston.	Stone.
Moore.	Sulak.
Oneal.	Van Zandt.
Pace.	Westerfeld.
Poage.	Woodruff.
Rawlings.	

Absent—Excused.

DeBerry.	Martin.
Fellbaum.	Neal.

Senate Bill No. 455.

By Senator Hornsby:

S. B. No. 455, A bill to be entitled "An act giving authority to the Fitzpatrick Construction Company permission to sue the State Highway Department of Texas, and the State of Texas, in an amount not to exceed Four Thousand Six Hundred Thirty-five Dollars and Eleven Cents (\$4,635.11) for an alleged breach of contract by said department; making appropriation in said sum of Four Thousand Six Hundred Thirty-five Dollars and Eleven Cents (\$4,635.11) or so much thereof as may be necessary to pay any judgment as may be rendered by any court of competent jurisdiction in said cause against the State Highway Department; providing for said appropriation to be paid out of the State Highway Department funds; fixing venue of said suit against the State Highway Department and the State of Texas; providing for proper service in said suit; providing for a preamble setting forth the nature of the cause of action herein authorized; and declaring an emergency."

Read and referred to the Committee on State Affairs.

Senate Bill No. 456.

Senator Stone sent up two local bills.

By Senator Stone:

S. B. No. 456, A bill to be entitled "An Act changing the open season on dove and quail to open November 15th to January 16th inclusive, in Robertson County, Texas; repealing all laws in conflict herewith, and declaring an emergency."

Read and referred to the Committee on Game and Fish.

Senate Bill No. 457.

By Senator Stone:

S. B. No. 457, A bill to be entitled "An Act making it lawful to kill squirrels in Lee County at any time; repealing all laws in conflict therewith, and declaring an emergency."

Read and referred to the Committee on Game and Fish.

Motion to Suspend Rule.

Senator Beck moved to suspend the constitutional rule relating to the time for the introduction of bills.

The motion prevailed by the following vote:

Yeas—28.

Beck.	Moore.
Blackert.	Oneal.
Burns.	Pace.
Collie.	Poage.
Cotten.	Redditt.
Davis.	Regan.
DeBerry.	Sanderford.
Duggan.	Shivers.
Hill.	Small.
Holbrook.	Stone.
Hopkins.	Sulak.
Hornsby.	Van Zandt.
Hughston.	Westerfeld.
Martin.	Woodruff.

Absent.

Rawlings.

Absent—Excused.

Fellbaum.	Neal.
-----------	-------

Senate Bill No. 458.

By Senator Beck:

S. B. No. 458, A bill to be entitled "An Act to amend Article 1026 of the Code of Criminal Procedure of 1925, relating to fees of district clerks, and declaring an emergency."

Read and referred to the Committee on State Affairs.

Senate Bill No. 459.

Senator Duggan sent up the following local bill:

By Senator Duggan:

S. B. No. 459, A bill to be entitled "An Act to amend Subdivision 64 of Article 199 of Title 8 of the Revised Civil Statutes of the State of Texas, 1925, to change and prescribe the terms and time of holding District

Courts of the Sixty-fourth Judicial District of the State, composed of Hale, Lamb, Swisher, Castro, and Bailey Counties, giving additional time to Lamb County, and to conform all writs and process from such courts to such changes and to make all writs and process issued or served before this Act takes effect, including recognizances and bonds returnable to the term of court in several counties in said district as herein fixed and to validate the summoning of Grand Juries and Petit Juries and providing for the continuation of court in session in said district when this Act takes effect to the end of its term, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Read and referred to the Committee on Judicial Districts.

S. J. R. No. 24.

The Chair laid before the Senate on its second reading the following resolution:

By Senators Sulak, Holbrook and Blackert:

S. J. R. No. 24, Proposing to amend the Constitution of the State of Texas so as to permit the furnishing of State official textbooks free to every child of scholastic age, attending any school within the State.

The Senate rule requiring joint resolutions to be read on three several days was suspended by unanimous consent.

S. J. R. No. 24 passed to engrossment by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Poage.
Burns.	Rawlings.
Collie.	Redditt.
Cotten.	Regan.
Davis.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Hughston.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Oneal.	

Nays—1.

DeBerry.

Absent.

Duggan.

Absent—Excused.

Fellbaum.

Neal.

Point of Order.

Senator Moore raised the point of order that S. J. R. No. 24, having received the required two-thirds vote had finally passed and that it was not necessary to be read on three several days and that the Senate rule conflicted with the Constitution.

The Chair overruled the point of order because of Senate Rule No. 38.

S. J. R. No. 24 was finally passed by the following vote:

Yeas—28.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Hughston.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.

Nays—1.

DeBerry.

Absent—Excused.

Fellbaum.

Neal.

S. J. R. No. 12.

The Chair laid before the Senate on its second reading the following resolution:

By Senator Moore:

S. J. R. No. 12, Proposing an amendment to Section 22 of Article IV of the Constitution of the State of Texas, fixing the salary of the Attorney General at Ten Thousand (\$10,000.00) Dollars a year; providing for its submission to the voters of the State of Texas as required by the Constitution, and making appropriation therefor.

The resolution was read second time and passed to engrossment by the following vote:

Yeas—21.

Beck.	Duggan.
Burns.	Hill.
Davis.	Holbrook.

Hopkins.	Sanderford.
Hornsby.	Shivers.
Martin.	Small.
Moore.	Stone.
Pace.	Van Zandt.
Rawlings.	Westerfeld.
Redditt.	Woodruff.
Regan.	

Nays—7.

Blackert.	Oneal.
Collie.	Poage.
Cotten.	Sulak.
DeBerry.	

Absent—Excused.

Fellbaum.	Neal.
Hughston.	

On motion of Senator Moore the Senate rule requiring joint resolutions to be read on three several days was suspended and S. J. R. No. 12 was put on its third reading and final passage by unanimous consent.

S. J. R. No. 12 was read third time and finally passed by the following vote:

Yeas—22.

Beck.	Pace.
Burns.	Rawlings.
Davis.	Redditt.
Duggan.	Regan.
Hill.	Sanderford.
Holbrook.	Shivers.
Hopkins.	Small.
Hornsby.	Stone.
Hughston.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.

Nays—7.

Blackert.	Oneal.
Collie.	Poage.
Cotten.	Sulak.
DeBerry.	

Absent—Excused.

Fellbaum.	Neal.
-----------	-------

S. J. R. No. 14.

The Chair laid before the Senate on its second reading the following resolution:

By Senator Moore:

S. J. R. No. 14, Proposing an amendment to Section 5 of Article 4 of the Constitution of the State of Texas; fixing the salary of the Governor; providing for its submission

to the voters of the State of Texas as required by the Constitution, and making an appropriation therefor.

Lieutenant Governor Walter F. Woodul, having yielded the chair, asked unanimous consent of the Senate to speak on S. J. R. No. 14.

Unanimous consent was granted.

The resolution was read second time and passed to engrossment by the following vote:

Yeas—23.

Beck.	Poage.
Burns.	Rawlings.
Davis.	Redditt.
Duggan.	Regan.
Hill.	Sanderford.
Holbrook.	Shivers.
Hopkins.	Small.
Hornsby.	Stone.
Hughston.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Pace.	

Nays—6.

Blackert.	DeBerry.
Collie.	Oneal.
Cotten.	Sulak.

Absent—Excused.

Fellbaum.	Neal.
-----------	-------

On motion of Senator Moore, the Senate rule requiring joint resolutions to be read on three several days was suspended and S. J. R. No. 14 was put on its third and final passage by unanimous consent.

S. J. R. No. 14 was read third time and finally passed by the following vote:

Yeas—23.

Beck.	Poage.
Burns.	Rawlings.
Davis.	Redditt.
Duggan.	Regan.
Hill.	Sanderford.
Holbrook.	Shivers.
Hopkins.	Small.
Hornsby.	Stone.
Hughston.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Pace.	

Nays—6.

Blackert.	DeBerry.
Collie.	Oneal.
Cotten.	Sulak.

Absent—Excused.

Fellbaum.

Neal.

S. J. R. No. 13.

The Chair laid before the Senate on its second reading the following resolution:

By Senator Moore:

S. J. R. No. 13, A joint resolution "Proposing an amendment to Section 23 of Article IV of the Constitution of the State of Texas, fixing the salary of the Comptroller, Treasurer and the Commissioner of the General Land Office at Six Thousand (\$6,000.00) Dollars per annum; providing for its submission to voters of the State of Texas as required by the Constitution, and making appropriation therefor."

Senator Hill sent up the following amendment:

Amend S. J. R. No. 13 to change date of election to "August 24, 1935."

HILL.**Motion to Table.**

Senator Moore moved to table the amendment.

The motion prevailed by viva voce vote.

S. J. R. No. 13 was read second time and passed to engrossment by the following vote:

Yeas—23.

Beck.	Poage.
Blackert.	Rawlings.
Burns.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Holbrook.	Shivers.
Hopkins.	Small.
Hornsby.	Stone.
Hughston.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Pace.	

Nays—6.

Collie.	Hill.
Cotten.	Oneal.
DeBerry.	Sulak.

Absent—Excused.

Fellbaum.

Neal.

On motion of Senator Moore, the Senate rule requiring joint resolu-

tions to be read on three several days was suspended and S. J. R. No. 13 was put on its third reading and final passage by unanimous consent.

S. J. R. No. 13 was read third time and finally passed by the following vote:

Yeas—22.

Beck.	Poage.
Burns.	Rawlings.
Davis.	Redditt.
Duggan.	Regan.
Holbrook.	Sanderford.
Hopkins.	Shivers.
Hornsby.	Small.
Hughston.	Stone.
Martin.	Van Zandt.
Moore.	Westerfeld.
Pace.	Woodruff.

Nays—7.

Blackert.	Hill.
Collie.	Oneal.
Cotten.	Sulak.
DeBerry.	

Absent—Excused.

Fellbaum.

Neal.

S. J. R. No. 15.

The Chair laid before the Senate on its second reading the following joint resolution:

By Senator Moore:

S. J. R. No. 15, A joint resolution "Proposing an amendment to Section 21 of Article IV of the Constitution of the State of Texas, fixing the salary of the Secretary of State at Six Thousand (\$6,000.00) Dollars a year; providing for its submission to the voters of the State of Texas as required by the Constitution, and making appropriation therefor."

S. J. R. No. 15 was read second time and failed of engrossment by the following vote:

Yeas—10.

Beck.	Regan.
Davis.	Sanderford.
Duggan.	Stone.
Hornsby.	Van Zandt.
Redditt.	Woodruff.

Nays—15.

Blackert.	Cotten.
Burns.	DeBerry.
Collie.	Hill.

Holbrook.	Poage.
Martin.	Rawlings.
Moore.	Sulak.
Oneal.	Westerfeld.
Pace.	

Absent.

Hopkins.	Shivers.
Hughston.	Small.

Absent—Excused.

Fellbaum.	Neal.
-----------	-------

Motion to Reconsider.

Senator Moore moved to reconsider the vote by which the Senate refused to engross S. J. R. No. 15 and spread on the Journal.

S. J. R. No. 26.

The Chair laid before the Senate on its second reading the following resolution:

By Senator Burns:

S. J. R. No. 26, A joint resolution "Proposing an amendment to Article XVI of the Constitution of the State of Texas by adding a new section to be numbered Section 61, vesting all the power heretofore conferred upon the Governor by Section 11, Article IV of the Constitution relating to granting reprieves, commutations of punishments and pardons in all criminal cases in a board to be known and designated as the Board of Pardons and Paroles, and providing that such board shall be composed of three (3) members who are citizens of the State of Texas, one of which members is to be appointed by the Governor, one by the Chief Justice of the Supreme Court, and one by the presiding Justice of the Court of Criminal Appeals; and providing the members of said board shall serve for a term of two (2) years and providing for the appointment of their successors, and the filling of vacancies in office and providing that the board shall be domiciled and hold its meetings at the main State Penitentiary located at Huntsville, Walker County, Texas, and providing for an election upon such proposed constitutional amendment and making an appropriation therefor."

Senator Burns sent up the following amendments:

Amend S. J. R. No. 26, line 44,

by adding the following, to-wit:

"On the first Tuesday after the first Monday in November, 1936."

BURNS.

Read and adopted.

Amend S. J. R. No. 26 by adding after the word "Texas" the following:

"The Legislature shall have authority to enact parole laws."

BURNS.

Read and adopted.

Amend S. J. R. No. 26, by striking out the last sentence of Section 1, lines 39 to 41, inclusive, which sentence is as follows:

"The Board of Pardons and Paroles shall be domiciled and hold its meetings at the main State Penitentiary at Huntsville, Walker County, Texas."

DAVIS.

Read and pending.

Senate Resolution No. 60.

Senator Sanderford sent up the following resolution:

WHEREAS, Our State University has grown to be one of the greatest educational institutions of the land; and,

WHEREAS, Its great advancement has been brought about by the great leadership of its Regents and Presidents; and,

WHEREAS, Some of its greatest and most profound advancements have occurred in recent years during the time the Honorable Beauford Jester of Corsicana was Chairman of the Board of Regents; therefore, be it

RESOLVED, That the Senate of Texas publicly commend the extraordinary services of this most distinguished Texan, Mr. Beauford Jester, and that this resolution express the regrets of his retirement from this important position of public service, recognizing that he has wholeheartedly and unselfishly devoted his time and talents to the advancement of this great institution as no other Regent heretofore has done; and, be it further

RESOLVED, That this resolution be printed in the Senate Journal and

thereby be made a part of the permanent record.

SANDERFORD,
SMALL,
REDDITT,
MARTIN,
COTTEN,

Read and pending.

Bills and Resolutions Signed.

The Chair, President Pro Tem K. M. Regan, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills and resolutions:

H. C. R. No. 32	H. B. No. 159.
H. C. R. No. 8.	H. B. No. 232.
H. B. No. 47.	H. B. No. 788.
H. B. No. 81.	

Bill Signed.

The Chair, Lieutenant Governor Walter F. Woodul, gave notice of signing, and did sign, in the presence of the Senate, after its caption had been read, the following bill:

S. B. No. 136.

Senator Excused.

Senator Neal was excused for the morning on account of important business on motion of Senator Oneal.

Message from the House.

The Chair recognized the Doorkeeper, who introduced a messenger from the House, with the following message:

Hall of the House of Representatives,
Austin, Texas, March 18, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has concurred in Senate amendments to H. B. No. 232 by a vote of 123 yeas and 0 nays.

The House has passed the following bill:

S. B. No. 445, A bill to be entitled "An Act ordering and authorizing the Governor and the State of Texas and the Commission of the General Land Office of the State of Texas to convey and quitclaim to the trustees of the Troup Consolidated Independent School District in Smith and Cherokee Counties, Texas, and their successors in office for the use and

benefit of said Troup Consolidated Independent School District, a part of the abandoned site, lands and property of what has heretofore been known as the Troup Experiment Station located in or near the city limits of the town of Troup in Smith County, Texas, the consideration for said conveyance being for the State of Texas that said lands and property were heretofore deeded to the Governor of the State of Texas by certain citizens of said town of Troup for public use, which said public use has now terminated, and declaring an emergency."

The House has concurred in Senate amendments to House Bill No. 46 by a vote of 111 yeas and 3 nays.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Motion to Adjourn.

Senator Duggan, at 12:10 o'clock p. m., moved that the Senate adjourn until Tuesday at 10:00 o'clock a. m.

Motion to Recess.

Senator Woodruff moved as a substitute that the Senate recess until 10:00 o'clock Tuesday.

The motion to adjourn lost by viva voce vote.

Recess.

The motion to recess prevailed.

APPENDIX.

Committee on Engrossed Bills.

Committee Room,

Austin, Texas, March 11, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 445 carefully examined and compared and find same correctly engrossed.

DAVIS, Chairman.

Committee Room,

Austin, Texas, March 18, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. J. R. No. 14 carefully examined and compared and find same correctly engrossed.

DAVIS, Chairman.

Committee Room,
Austin, Texas, March 18, 1935.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. J. R. No. 24 carefully examined and compared and find same correctly engrossed.

DAVIS, Chairman.

Committee Room,
Austin, Texas, March 18, 1935.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. J. R. No. 13 carefully examined and compared and find same correctly engrossed.

DAVIS, Chairman.

Committee Room,
Austin, Texas, March 18, 1935.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. J. R. No. 12 carefully examined and compared and find same correctly engrossed.

DAVIS, Chairman.

Committee Room,
Austin, Texas, March 15, 1935.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. J. R. No. 6 carefully examined and compared and find same correctly engrossed.

DAVIS, Chairman.

Committee Reports.

Committee Room,
Austin, Texas, March 15, 1935.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on Education, to whom was referred

S. B. No. 388, A bill to be entitled "An Act amending Article 2742 of the Revised Civil Statutes, 1925, as amended by Acts of the Forty-first Legislature, First Called Session, Chapter 47, relating to the transfer of territory by petition, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

DUGGAN, Chairman.

Committee Amendment.

Amend the caption and Section 1

of S. B. No. 388 by substituting the following:

A BILL

To Be Entitled

An Act amending Chapter 47, Acts of Forty-first Legislature, First Called Session (House Bill No. 25), relating to the transfer of territory by petition; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. Chapter 47, Acts Forty-first Legislature, First Called Session (House Bill No. 25), be amended so as to hereafter read as follows:

Committee Room,
Austin, Texas, March 18, 1935.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 327, A bill to be entitled "An Act to amend Article 1379 of the Penal Code of the State of Texas and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

STONE, Chairman.

Committee Room,
Austin, Texas, March 18, 1935.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 290, A bill to be entitled "An Act requiring fee officers collecting fees in criminal cases to give official receipts, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

STONE, Chairman.

Committee Room,
Austin, Texas, March 18, 1935.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 223, A bill to be entitled "An Act amending Article 802, Revised Statutes, 1925, providing for

punishment of persons driving while intoxicated, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

STONE, Chairman.

Committee Room,

Austin, Texas, March 18, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 218, A bill to be entitled "An Act relating to the giving of a check when the maker does not have sufficient funds in the bank to cover same, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

STONE, Chairman.

Committee Room,

Austin, Texas, March 18, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 289, A bill to be entitled "An Act providing for the seizure of weapons unlawfully carried and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

STONE, Chairman.

Committee Room,

Austin, Texas, March 18, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 425, A bill to be entitled "An Act prohibiting trials of speed or endurance between dogs and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

STONE, Chairman.

Committee Room,

Austin, Texas, March 18, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 408, A bill to be entitled "An Act to repeal S. B. No. 148, Chapter 307, General Laws, Regular Session of the Forty-second Legislature, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

STONE, Chairman.

Committee Room,

Austin, Texas, March 15, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Education, to whom was referred

S. B. No. 419, A bill to be entitled "An Act to amend Section 75 of Article 2696 of the Revised Statutes of Texas, relating to the transfers of children from an Independent School District or other school districts in any county, to some other Independent District or other district in the same county, and providing that the per capita apportionment shall be paid by the State Treasurer to the Independent School District to which the child is transferred, or to the county superintendent in all other districts, to be distributed by said county superintendent, and providing for an appeal from the acts of the county superintendent to the County Board of Trustees in all cases when an independent, or other district shall be dissatisfied with the action of the county superintendent in the transfers made by said county superintendent; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with Committee Amendment, and be printed.

DUGGAN, Chairman.

Committee Amendment.

Amend S. B. No. 419 by striking out the terms "Section 75" in the caption and in the body of the bill.

Committee Room,
Austin, Texas, March 15, 1935.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on Education, to whom was referred

S. B. No. 88, A bill to be entitled "An Act providing for the grouping of counties which have a small number of common school district scholastics; providing for the reducing of expenses per capita of maintaining same, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

DUGGAN, Chairman.

Committee Amendment.

Amend S. B. No. 88 by striking out the words and figures "three thousand" (3,000) wherever they appear and adding in lieu thereof the words and figures "one thousand" (1,000).

Committee Room,
Austin, Texas, March 15, 1935.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on Education, to whom was referred

S. B. No. 178, A bill to be entitled "An Act fixing certain limitations on the qualifications of voters in elections for office of county superintendent; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the attached committee substitute for S. B. No. 178 do pass and be printed, with committee amendment in bill form.

DUGGAN, Chairman.

Committee Amendment.

Amend S. B. No. 178 by adding after the word "State" in Section 1, the following:

"Having a population of not less than 300,000 and not more than 350,000 as shown by the last preceding Federal census."

Committee Room,
Austin, Texas, March 18, 1935.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 3.

Have had the same under consideration. The committee adopted a complete substitute for the original S. B. No. 3. The substitute bill is hereto attached. I am instructed to report back to the Senate that the original S. B. No. 3 do not pass, but that the committee's substitute hereto attached do pass in lieu thereof, and be printed in bill form.

STONE, Chairman.

Committee Room,
Austin, Texas, March 15, 1935.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on Education, to whom was referred

H. B. No. 722, A bill to be entitled "An Act to fix the maximum rate of tax to be levied for school purposes in all independent school districts which include within their limits a city or town which, according to the last Federal census, had a population of not fewer than seven thousand, five hundred and fifty (7,550) and not more than seven thousand, five hundred and eighty (7,580) inhabitants, whether organized under General or Special Law; repealing all laws in conflict herewith, both General and Special, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

DUGGAN, Chairman.

Minutes of Committee Meetings.

Minutes of Committee on Criminal
Jurisprudence, Held March
6, 1935.

Regular Meeting.

Present: Stone, Woodruff, Collie, Hopkins, Martin, Rawlings, Small, Davis, Hill, Hughston, Cotten, Van Zandt and Hornsby.

Absent: Fellbaum (excused).

A motion was made by Senator Woodruff and seconded by Senator Hopkins that S. B. No. 158 be reported favorably with the recommendation that it do pass and be printed. The motion carried by viva voce vote.

A motion was made by Senator Hornsby and seconded by Senator Davis that S. B. No. 112 be reported favorably with the recommendation that it do pass and be printed. The motion carried by viva voce vote.

A motion was made by Senator Rawlings and seconded by Senator Collie that S. B. No. 328 be reported favorably with the recommendation that it do pass and be printed. The motion carried by viva voce vote.

A motion was made by Senator Hornsby and seconded by Senator Small that S. B. No. 40 be reported favorably with the recommendation that it do pass and be printed. The motion carried by viva voce vote.

A motion was made by Senator Rawlings and seconded by Senator Woodruff that S. B. No. 341 be reported favorably with the recommendation that it do pass and be printed. The motion carried by viva voce vote.

A motion was made by Senator Hornsby and seconded by Senator Hopkins that S. B. No. 126 be reported favorably with the recommendation that it do pass and be printed. The motion carried by viva voce vote.

A motion was made by Senator Woodruff and seconded by Senator Cotten that S. B. No. 404 be reported favorably with the recommendation that it do pass and be printed. The motion carried by viva voce vote.

A motion was made by Senator Woodruff and seconded by Senator Hopkins that S. B. No. 405 be reported favorably with the recommendation that it do pass and be printed. The motion carried by viva voce vote.

A motion was made by Senator Hopkins and seconded by Senator Davis that S. B. No. 375 be reported favorably with the recommendation that it do pass and be printed. The motion carried by viva voce vote.

Senator Rawlings introduced a committee substitute for S. B. No. 3, which he explained. Senator Rawlings made the motion that S. B. No. 3 and the committee substitute be referred to a subcommittee to be appointed by the Chair with instructions to report at the next regular meeting of the committee. The motion carried.

Yeas: Hopkins, Martin, Rawlings, Davis, Cotten and Van Zandt.

Nays: Woodruff, Collie, Small, Hill, Hughston and Hornsby.

There being a tie the Chair cast his vote which was yea.

The Chair appointed Senators Rawlings, Hopkins and Martin to serve on the subcommittee to report back to the committee not later than the next regular meeting of the committee.

ELIZABETH PENNINGTON,
Secretary.

FORTY-FIRST DAY (Continued).

Senate Chamber,
Austin, Texas,
March 19, 1935.

The Senate met at 10 o'clock a. m., pursuant to recess, and was called to order by Lieutenant Governor Walter F. Woodul.

S. J. R. No. 26.

Pending business was Senator Davis' amendment to S. J. R. No. 26, "Creating Board of Pardons and Paroles."

Senator Davis moved the adoption of the amendment.

Motion pending.

Request to Suspend Regular Order.

Senator Woodruff asked unanimous consent to suspend the regular order of business so as to make a motion to recommit S. B. No. 147.

There was objection.

S. J. R. No. 26.

A second reading of the pending amendment was called for.

The pending amendment by Senator Davis was adopted by viva voce vote.

Senator Oneal sent up the following amendment:

Amend S. J. R. No. 26 by striking out all of Section 61 after the word "Paroles" beginning in line 30 and ending in line 31 of the printed bill and inserting in lieu thereof the following:

"The Board of Pardons and Paroles shall be composed of three members, each of whom shall hold office for a term of six years; provided that of the members of the first board appointed one shall serve